

**GARY R. PRINCE REVOCABLE TRUST,  
GARY R. PRINCE TRUSTEE, GARY PRINCE,  
CHRISTOPHER CAMPBELL, and  
WILLIAM LISTON and wife DIANA L. LISTON,**


**V.**

**Defendants.**

**Judge Thomas A. Wiseman, Jr.**

Before the Court is the Motion to Dismiss for Failure to Respond to Discovery (Doc. No. 94) filed by defendants Chris Blackwell, personally and d/b/a Blackwell Construction, and William Blackwell (“Defendants”). The basis for the motion is that, as of the date the motion was filed (October 26, 2010), Plaintiffs had not yet served their responses to Defendants’ last round of discovery requests, which were due October 20, 2010 pursuant to court order. Plaintiffs have apparently now served their discovery responses and requested, to no avail, that Defendants strike their motion.

It is so **ORDERED.**

  
Thomas A. Wiseman, Jr.